



 Commissioner for Patents
 Washington, DC 20231
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/065,278	09/30/2002	Jeffrey C. Leung	013341.21

CONFIRMATION NO. 5691

FORMALITIES LETTER



OC000000008949423

 24239
 MOORE & VAN ALLEN, PLLC
 2200 W MAIN STREET
 SUITE 800
 DURHAM, NC 27705

Date Mailed: 10/15/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/17/2002 SZWDIE1 00000013 10065278

FILED UNDER 37 CFR 1.53(b)

01 FC:2051

65.00 DP

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 1A,B, 2A,B, 3A,B, 4A,B, 5A,B, 6A,B, 7A,B, 8, 9, 10A,B,C,D, 11, and 13A,B,C,D.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to read "M. Marshall", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Please type a plus sign (+) inside this box →



12-16-02
m.m.

MP/\$
d3

PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/065,278
		Filing Date	September 30, 2002
		First Named Inventor	Jeffrey C. Leung
		Group Art Unit	3731
		Examiner Name	
Total Number of Pages in This Submission	14	Attorney Docket Number	013341-000021
ENCLOSURES (check all that apply)			
<input checked="" type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group	
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences	
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)	
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information	
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter	
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):	
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Change of Correspondence Address	Form PTO-1595; executed	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Terminal Disclaimer	Declaration; copy of Notice to File	
<input type="checkbox"/> Certified Copy of Priority Documents	<input type="checkbox"/> Request for Refund	Missing Parts; check in the amount of \$105.00; acknowledgement postcard	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> CD, Number of CD(s) _____		
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual Name	MOORE & VAN ALLEN JENNIFER L. SKORD, REG. NO.: 30,687		
Signature			
Date	December 13, 2002		

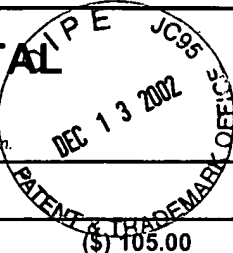
CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: December 13, 2002.			
Typed or printed name	TIM KROLL		
Signature		Date	December 13, 2002

Burden Hour Statement: This form is estimated to take .2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL
for FY 2002

Patent fees are subject to annual revision.

**Complete if Known**

Application Number	10/065,278
Filing Date	September 30, 2002
First Named Inventor	Jeffrey C. Leung
Examiner Name	
Group Art Unit	3731
Attorney Docket No.	013341-000021

TOTAL AMOUNT OF PAYMENT

(\$ 105.00)

METHOD OF PAYMENT (check all that apply)
☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None
☒ Deposit Account:
 Deposit Account Number
13-4365

 Deposit Account Name
MOORE & VAN ALLEN PLLC
The Commissioner is authorized to: (check all that apply)☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL(1) (\$ 0.00)**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims		Extra Claims	Fee from below	Fee Paid
	-20**=		X	
Independent	-3**=		X	
Claims				
Multiple Dependent				

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claims, if not paid	
109	84	209	42	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL(2) (\$ 0.00)

**or number previously paid. If greater, For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	65.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,250	147	2,250	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	40.00
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

* Reduced by Basic Filing Fee Paid

SUBTOTAL(3) (\$ 105.00)**SUBMITTED BY****Complete (if applicable)**Name (Print Type) Jennifer L. Skord
(Attorney/Agent)Registration No.
30,687Telephone
919-286-8000Signature *Jennifer L. Skord*Date
December 13, 2002**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 200231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



Attorney Docket No.: 013341-000021

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jeffrey C. Leung et al.

Application No.: 10/065,278

Filed: September 30, 2002

For: Barbed Suture in Combination with Surgical Needle

Box: Missing Parts
Commissioner for Patents
Washington, D.C. 20231

COMPLETION OF FILING REQUIREMENTS

1. This replies to the Notice to File Missing Parts of Nonprovisional Application Filed Under 37 CFR 1.53(b) mailed on October 15, 2002.

A copy of the Notice to File Missing Parts of Nonprovisional Application Filed Under 37 CFR 1.53(b) is enclosed.

DECLARATION OR OATH

2. No original signed declaration or oath was filed and enclosed is the original signed declaration or oath for this application.

COMPLETION FEES

3. Filing fee

Utility patent application (37 CFR 1.16(a))--\$740.00;
small entity--\$370.00) \$0.00

Design application (37 CFR 1.16(f))--\$330.00; small
entity--\$165.00) \$0.00

Fees for claims

Independent claims in excess of three (\$84.00;
small entity--\$42.00) \$0.00

Claims in excess of twenty (\$18.00;
small entity--\$9.00) \$0.00

Multiple dependent claims (\$280.00;
small entity--\$140.00)

\$0.00

Surcharge fees

Late filing of original declaration or oath
(37 CFR 1.16(e)--\$130.00; small entity--\$65.00);

\$65.00

Petition and fee for filing by other than all the inventors
or a person not the inventor (37 CFR 1.17(h) and 1.47--\$130.00) \$0.00

Fee for processing an application filed with a
specification in a non-English language (37 CFR 1.17(k)
and 1.52(d)--\$130.00)

\$0.00

Fee for processing and retention of application
(37 CFR 1.21(l) and 1.53(d)--\$300.00)

\$0.00

Total Completion Fees

\$ 65.00

4. **Payment of Fees**

Enclosed is a check for \$65.00.

AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

5. The Commissioner is hereby authorized to charge additional fees which may be required by this paper and during the pendency of this application to Deposit Account No. 13-4365.

December 13, 2002
(DATE)


(SIGNATURE OF ATTORNEY)

Reg. No.: 30,687

Jennifer L. Skord
Type or print name of attorney

Tel No.: (919) 286-8000

2200 W. Main Street, Suite 800
Address

Durham, North Carolina 27705